

1 DANIEL J. BERGESON, State Bar No. 105439
 2 dbergeson@be-law.com
 3 DONALD P. GAGLIARDI, State Bar No. 138979
 4 dgagliardi@be-law.com
 5 BERGESON, LLP
 6 303 Almaden Boulevard, Suite 500
 7 San Jose, CA 95110-2712
 8 Telephone: (408) 291-6200
 9 Facsimile: (408) 297-6000

10 MARK C. HANSEN, *pro hac vice*
 11 mhansen@khhte.com
 12 J.C. ROZENDAAL, *pro hac vice*
 13 jrozendaal@khhte.com
 14 RICHARD H. STERN, *pro hac vice*
 15 rstern@khhte.com
 16 KELLOGG, HUBER, HANSEN, TODD,
 17 EVANS & FIGEL, PLLC
 18 Sumner Square
 19 1615 M Street, NW, Suite 400
 20 Washington, DC 20036
 21 Telephone: (202) 326-7900
 22 Facsimile: (202) 326-7999

23 Counsel for Defendant Ricoh Co., Ltd.

15 UNITED STATES DISTRICT COURT
 16
 17 NORTHERN DISTRICT OF CALIFORNIA
 18
 SAN FRANCISCO DIVISION

19 ASUSTEK COMPUTER INC. and
 20 ASUS COMPUTER INTERNATIONAL,

21 vs. Plaintiffs,

22 RICOH COMPANY, LTD.,

23 Defendant.

24 AND RELATED COUNTERCLAIMS.

25 Case No. C 07-01942-MHP

26
**DECLARATION OF J.C. ROZENDAAL
 IN SUPPORT OF JOINT MOTION
 TO POSTPONE PURSUANT TO
 CIVIL L.R. 6-2**

27 I, J.C. Rozendaal, hereby declare as follows:

28 1. I am an attorney admitted to practice before this Court pro hac vice and am a
 partner with the law firm of Kellogg, Huber, Hansen, Todd, Evans & Figel, P.L.L.C., attorneys

1 for Defendant Ricoh Company, Ltd. in the above-captioned matter. If called upon to testify, I
2 could and would do so competently as to the matters set forth herein.

3 2. The parties seek the requested 30-day postponement of the Status Conference
4 currently scheduled for March 31, 2008, because the parties reached an agreement in principle to
5 settle the case on November 27, 2007 and are attempting to work out the details of the agreement
6 and reduce the agreement to writing, after which time they expect to dismiss the case. Ricoh
7 transmitted proposed language for settlement and license agreements to the plaintiffs on
8 December 18, 2007. Plaintiffs transmitted a counterproposal on January 22, 2008. Ricoh sent
9 revised drafts back to plaintiffs' counsel on February 14, 2008. The parties met and conferred on
10 those changes on March 19, 2008. Although the parties and their counsel remain committed to
11 finalizing the settlement, the parties need additional time to finalize the proposed settlement
12 documents. The parties believe that they may need further assistance from the mediator to work
13 out certain terms in the agreement, and they are attempting to narrow the number of terms for
14 which the mediator's assistance will be required.
15

16 3. On February 28, 2008, the parties requested a 30-day postponement of the Status
17 Conference scheduled for March 3, 2008, because they had reached an agreement in principle to
18 settle the case and were attempting to work out the details of the agreement and reduce the
19 agreement to writing, as noted above.
20

21 4. On January 23, 2008, the parties requested a 30-day postponement of the Status
22 Conference scheduled for February 4, 2008, for the same reason.
23

24 5. On December 28, 2007, the parties requested a 30-day postponement of the Status
25 Conference scheduled for January 7, 2008, for the same reason.
26

27 6. On June 12, 2007, the parties requested a continuance of the Case Management
28

Conference from July 16, 2007, to September 10, 2007, due to a scheduling conflict with the plaintiffs' lead trial counsel.

7. The requested time modification will not effect any currently scheduled date.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct.

Executed this 20th day of March, 2008, at Washington, District of Columbia.

By: /s/ J.C. Rozendaal
J.C. Rozendaal